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UNITED STATES COURT OF APPEALS
FOR DISTRICT OF COLUMBIA CIRCUIT

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FOR THE DISTRICT OF COLUMBIA CIRCUIT

M2Z Networks, Inc., Appellant

Case No. 07-1360

Federal Communications Commission, Appellee

v.

DATE STAMPED COPY

## CORPORATE DISCLOSURE STATEMENT AND CERTIFICATE OF PARTIES AND AMICI

Pursuant to Rule 26.1 of the Federal Rules of Appellate Procedure and D.C. Cir. Rule 26.1, NetfreeUS, LLC ("NetfreeUS"), by and through its undersigned counsel, hereby certifies as follows:

Speedus Corp., a publicly held Delaware corporation, is the sole member of NetfreeUS, a Delaware limited liability company. For more than 15 years, Speedus and its predecessors-in-interest have been innovators in providing new services, new spectrum allocations and new telecommunications technology. Chairman and CEO Shant S. Hovnanian holds 22.79 percent of the common stock of Speedus Corp., and Vahak S. Hovnanian holds 17.47 percent of the common stock of Speedus Corp.

Publicly held corporation XO Holdings, Inc. ("XO Holdings") holds 12.53 percent of the common stock of Speedus Corp. Cardiff Holding LLC ("Cardiff") is the beneficial owner of approximately 58.8 percent of the shares of common stock of XO Holdings. Cardiff is approximately 98 percent owned by ACF Industries Holding Corp., a Delaware corporation, which is wholly owned by Highcrest Investors Corp., a Delaware corporation, which is approximately 99 percent owned by Buffalo Investors Corp., a New York corporation, which is wholly owned by Starfire Holding Corporation, a Delaware corporation, which is wholly owned

by Carl Icahn. Mr. Icahn is the chairman, president and sole director of Starfire Holding Corporation, the chairman and a director of ACF Industries and the chairman, president and a director of Higherest Investors.

No other person or entity is known to own, directly or indirectly, 10 percent or more of the outstanding stock of Speedus Corp.

Pursuant to D.C. Cir. Rule 27(a)(4) and D.C. Cir. Rule 28(a)(1)(A), NetfreeUS certifies that M2Z Networks, Inc. is the appellant in this matter and the Federal Communications Commission is the appellee. All parties, intervenors and amici appearing before the Federal Communications Commission and in this Court are listed in the Notice to Interested Parties filed by M2Z Networks, Inc. on September 14, 2007.

Respectfully submitted,

Jonathan E. Allen

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Counsel to NetfreeUS, LLC and Speedus Corp.

October 10, 2007

## **Certificate of Service**

I, Jonathan E. Allen, hereby certify that on this 10<sup>th</sup> day of October, 2007, pursuant to F.R.A.P. 25(d), I caused a copy of the foregoing Corporate Disclosure Statement and Certificate of Parties and Amici to be delivered by First-Class United States mail to the following, unless otherwise noted:

Marlene H. Dortch, Secretary Federal Communications Commission 445 12<sup>th</sup> Street, S.W. Washington, D.C. 20554\* W. Kenneth Ferree Erin L. Dozier Christopher G. Tygh Sheppard Mullin Richter & Hampton LLP 1300 I Street, N.W. 11<sup>th</sup> Floor East Washington, D.C. 20005

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Jonathan E. Allen

<sup>\*</sup> A courtesy copy of this filing is being submitted via electronic filing to the Federal Communications Commission in WT Docket Nos. 07-16 and 07-30.